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7 Attorneys for Third-Party Garnishee  
ROSENDIN ELECTRIC, INC.

8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 \* \* \*

11 TRUSTEES OF THE CONSTRUCTION  
12 INDUSTRY AND LABORERS HEALTH  
AND WELFARE TRUST; TRUSTEES OF  
13 THE CONSTRUCTION INDUSTRY AND  
LABORERS JOINT PENSION TRUST;  
14 TRUSTEES OF THE CONSTRUCTION  
INDUSTRY AND LABORERS VACATION  
15 TRUST; AND TRUSTEES OF THE  
SOUTHERN NEVADA LABORERS LOCAL  
16 872 TRAINING TRUST,

17 Plaintiffs,

18 vs.

19 JR CONCRETE CUTTING, INC., a Nevada  
corporation; and EDITH RICHELLE  
20 HERRERA, an individual,

21 Defendants.

CASE NO. 2:09-cv-01897-RDJ-RJJ

**ORDER DENYING PLAINTIFFS'  
MOTION FOR GARNISHEE  
JUDGMENT AGAINST ROSENDIN  
ELECTRIC, INC.**

22  
23 THIS MATTER having come on for hearing on June 19, 2013 on Plaintiffs Trustees of  
24 the Construction Industry and Laborers Health and Welfare Trust, Trustees of the Construction  
25 Industry and Laborers Joint Pension Trust, Trustees of the Construction Industry and Laborers  
26 Vacation Trust, and Trustees of the Southern Nevada Laborers Local 872 Training Trust  
27 (collectively "Plaintiffs") Motion for Garnishee Judgment Against Rosendin Electric, Inc.  
28 ("Motion") [Dkt. 28], Ryan C. Curtis, Esq. of Brownstein Hyatt Farber Schreck appeared on

1 behalf of Plaintiffs and Georlen K. Spangler, Esq. of Kolesar & Leatham having appeared on  
2 behalf of Third-Party Garnishee, Rosendin Electric, Inc. ("Rosendin"), and the Court having  
3 received and reviewed the Motion, Rosendin's Opposition, and the Plaintiffs' Reply, and having  
4 heard the arguments of counsel and being fully advised in the premises, and good cause  
5 appearing therefore, the Court finds as follows:

6 1. The Plaintiffs' Motion for Garnishee Judgment against Rosendin Electric, Inc. is  
7 hereby DENIED.

8 2. Rosendin shall have ten (10) days from the date of this Order within which to  
9 answer the Garnishment Interrogatories. The answers to the Garnishment Interrogatories shall be  
10 responsive to conditions that existed on May 31, 2012, the date the Writ of Garnishment was  
11 served. The answer shall be served upon the Plaintiffs' counsel directly instead of through the  
12 U.S. Marshall's office and a copy of the answer shall be filed with the Court.

13 Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

14  
15 **UNITED STATES DISTRICT JUDGE**

16  
17 Respectfully submitted:

18  
19 By:



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23 Attorneys for

24 ROSENDIN ELECTRIC, INC.